



STATE OF WASHINGTON
DEPARTMENT OF ECOLOGY

15 W Yakima Ave, Ste 200 • Yakima, WA 98902-3452 • (509) 575-2490

May 29, 2012

Shepherd's Staff
c/o Mark Marquis
1227 First Street
Wenatchee WA 98801

RE: Water Right Change Application No. CS4-27880C (CHEL 11-04)

In accordance with RCW 90.80.080 the Department of Ecology (Ecology) has reviewed the Record of Decision (ROD), Report of Examination (ROE), and all comments, protests, objections and other relevant information submitted by the Chelan County Water Conservancy Board (the Board) for the above referenced application for change.

Ecology has **modified** the decision of the Board and the proposed change/transfer of water right is **approved** under the following conditions:

Summary of Ecology's Final Order

MAXIMUM CFS		MAXIMUM GPM		MAXIMUM AC-FT/YR		TYPE OF USE, PERIOD OF USE	
0.04 cfs				10.54		Continuous Domestic Supply	
SOURCE						TRIBUTARY OF (IF SURFACE WATER)	
Unnamed spring and wells						Beaver Creek	
¼	¼	SECTION	TOWNSHIP	RANGE	WRIA	COUNTY	
NE	NE	7	26 N	18 E.W.M.	45	Chelan	
S 1/2	SE	6	26 N	18 E.W.M.	45	Chelan	
AT A POINT LOCATED (PARCEL NO.)							
267807100050							
261806440000							
261806430050							
LEGAL DESCRIPTION OF PROPERTY ON WHICH WATER IS TO BE USED AS APPROVED BY THE BOARD							
S ½ SE ¼ of Section 6, T. 26 N., R. 18 E.W.M. Chelan County							
PARCEL NO.	¼	¼	SECTION	TOWNSHIP	RANGE		
267807100050	NE	NE	7	26 N	18 E.W.M.		
261806440000	S 1/2	SE	6	26 N	18 E.W.M.		
261806430050							
DEVELOPMENT SCHEDULE							
BEGIN PROJECT BY THIS DATE:			COMPLETE PROJECT BY THIS DATE:			WATER TO PUT TO FULL USE BY THIS DATE:	
Begun			December 31, 2021			December 31, 2028	

FILE COPY



Ecology has **MODIFIED** the decision of the Board as follows:

1. The Board's decision has been modified as noted in the table above.
2. The following provision is ADDED to the ROE:

"If the use of the Kris Norby and/or the Alpine Boys Ranch well(s) have been permanently discontinued, then the well(s) shall be decommissioned in accordance with WAC 173-160-381."

YOUR RIGHT TO APPEAL

You have a right to appeal this decision to the Pollution Control Hearing Board (PCHB) within 30 days of the date of receipt of this decision. The appeal process is governed by chapter 43.21B RCW and chapter 371-08 WAC. "Date of receipt" is defined in RCW 43.21B.001(2).

To appeal you must do the following within 30 days of the date of receipt of this decision:

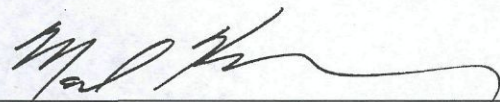
- File your appeal and a copy of this decision with the PCHB (see addresses below). Filing means actual receipt by the PCHB during regular business hours.
- Serve a copy of your appeal and this decision on Ecology in paper form - by mail or in person. (See addresses below.) E-mail is not accepted.

You must also comply with other applicable requirements in chapter 43.21B RCW and chapter 371-08 WAC.

ADDRESS AND LOCATION INFORMATION

Street Addresses	Mailing Addresses
Department of Ecology Attn: Appeals Processing Desk 300 Desmond Drive SE Lacey WA 98503 Pollution Control Hearings Board 1111 Israel Road SW, Ste 301 Tumwater WA 98501	Department of Ecology Attn: Appeals Processing Desk PO Box 47608 Olympia WA 98504-7608 Pollution Control Hearings Board PO Box 40903 Olympia WA 98504-0903

*For additional information visit the Environmental Hearings Office Website: <http://www.eho.wa.gov>
To find laws and agency rules visit the Washington State Legislature Website: <http://www.leg.wa.gov/CodeReviser>*


Mark Kemner, LHG, Section Manager
Water Resources Program/CRO

MK:SP:gg/SharePoint WR Docs

Enclosures: Your Right to Be Heard
Construction Notice
Water Measuring Requirements and Form 1

By Certified Mail: 7010 0290 0000 7131 1156

cc: Janet Rajala, Department of Ecology, Eastern Region Office (email pdf)
Lisa de Vera, Chelan County Water Conservancy Board
Mark Peterson, Peterson Law Office
Mike Wilson, P.E., Department of Health/Spokane
Philip Rigdon, Director, Natural Resources Division, Yakama Nation
Lois Trevino, Administrator, Environmental Trust, Colville Confederated Tribes